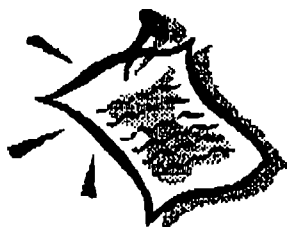


**BULLEN, MOILANEN,
KLAASEN & SWAN, P.C.**

402 South Brown Street
Jackson, Michigan 49203
Tel: (517) 788-8500 Fax: (517) 788-8507



Memorandum

To: Frank Biros
Fr: Phillip Mollanen
Date: Friday, January 29, 1999
Re: Paragraph 54 changes

BY FAX TO 202-818-8584

Dear Frank,

Here is the proposed change to paragraph 54, and a draft of my letter requesting approval of a new form and a draft of a response granting the request.

Let me know if this is satisfactory. We will need to agree upon an approved form prior to signing off on the consent decree. If any changes are needed, lets work them out now.

Thanks,

Phil

DRAFT 1/29/99

January 29, 1999

Ms. Connie Puchalski
Assistant Regional Counsel
US Environmental Protection Agency
Region 5
77 West Jackson Boulevard
Chicago, IL 60604

Dear Ms. Puchalski,

Re: USA v City of Albion,
USDC-WD Mich, 1:97-CV-1037
Consent Decree

Pursuant to the provisions of paragraph 54 f. of the Consent Decree in the above matter, EPA approval is requested for Decker Manufacturing Corporation to satisfy the requirements of paragraph 54 as follows:

Within 30 days after the entry of the Consent Decree, and within 30 days after each anniversary of the entry of the Consent Decree until the O & M Work Certificate of Completion is issued, Decker Manufacturing Corporation shall submit a copy of its latest Annual Report to Stockholders containing an income statement and balance sheet to the EPA Project Coordinator.

Please confirm that this method is approved by letter addressed to Mr. Bernard Konkle, President, Decker Manufacturing Corporation, 703 North Clark Street, Albion, Michigan 49224. If you have any questions, please let me know.

Yours very truly,

BULLEN, MOILANEN,
KLAASEN & SWAN, P.C.

By
Philip M. Moilanen

DRAFT 1/29/99

Addition to Paragraph 54:

f. A form approved by the United States Environmental Protection Agency as satisfying the purposes of this paragraph."

Proposed response of EPA to the request regarding assurance form:

Mr. Bernard Konkle
Decker Manufacturing Corporation
703 North Clark Street
Albion, Michigan 49224

Dear Mr. Konkle,

Re: USA v City of Albion,
USDC-WD Mich, 1:97-CV-1037
Consent Decree

Pursuant to the provisions of paragraph 54 f. of the Consent Decree in the above matter, this letter constitutes EPA approval for Decker Manufacturing Corporation to satisfy the requirements of paragraph 54 as follows:

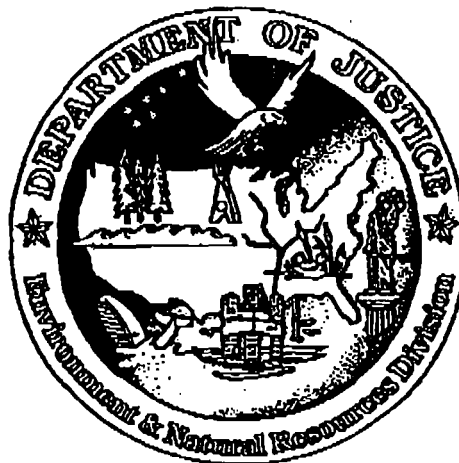
Within 30 days after the entry of the Consent Decree, and within 30 days after each anniversary of the entry of the Consent Decree until the O & M Work Certificate of Completion is issued, Decker Manufacturing Corporation shall submit a copy of its latest Annual Report to Stockholders containing an income statement and balance sheet to the EPA Project Coordinator.

The address of the EPA Project Coordinator is listed in the Consent Decree, and may be changed as provided therein.

Sincerely,

Connie Puchalski
Assistant Regional Counsel
US Environmental Protection Agency
Region 5

01/29/99
FRC
Dillon



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FROM: Department of Justice
Environment and Natural Resources Division
Environmental Enforcement Section
P.O. Box 7611, Ben Franklin Station
Washington, DC 20044

Fax No. (202) 616-6584
Voice No. (202) [REDACTED] 616-6552

SENT BY: Frank BROS

TO: CONNIE PUCHALSKI

FAX No. 312-856-0747

NUMBER OF PAGES SENT (INCLUDING COVER PAGE): 4

SPECIAL INSTRUCTIONS: